

UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF MICHIGAN

VAN JENKINS #172475,

Plaintiff,

NO. 5:14-cv-11812

v

HON. JUDITH E. LEVY

MICHIGAN DEPARTMENT
OF CORRECTIONS, *et al.*,

MAG. PAUL J. KOMIVES

Defendants.

Van Jenkins #172475
In Pro Per
G. Robert Cotton Correctional Facility
3500 N. Elm Road
Jackson, MI 49201

Kevin R. Himebaugh (P53374)
Assistant Attorney General
Attorney for MDOC Defendants
Michigan Department of Attorney General
Corrections Division
P.O. Box 30217
Lansing, MI 48909
(517) 335-7021

**SUPPLEMENT TO MDOC DEFENDANTS'
MOTION TO QUASH PLAINTIFF'S SUBPOENAS**

Earlier on today's date, Defendants filed a motion and brief to quash three subpoenas that Plaintiff had served. (Dk. 29). Upon further review, defense counsel inadvertently left out a fourth subpoena, which should have been included in the motion to quash. That subpoena was directed to Sergeant Fern Bean. *See* Exhibit 1. The subpoena has the same "MUST COMPLY BY" as the other subpoenas,

which is September 15, 2014 at 5:00 p.m. This fourth subpoena should be quashed for the same reasons set forth in Defendants' previously filed brief.

Respectfully submitted,

Bill Schuette
Attorney General

s/ Kevin R. Himebaugh

KEVIN R. HIMEBAUGH (P53374)

Assistant Attorney General

Attorneys for MDOC Defendants

Corrections Division

P.O. Box 30217

Lansing, MI 48909

(517) 335-7021

Email: himebaughk@michigan.gov

[P53374]

Date: September 23, 2014

Himebaugh\FED Intake\2014-0078369-A Jenkins\Supp to Mot to Quash Subpoenas

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CERTIFICATE OF SERVICE

I certify that on **September 23, 2014**, I electronically filed **SUPPLEMENT TO MDOC DEFENDANTS' MOTION TO QUASH PLAINTIFF'S SUBPOENAS, INDEX OF EXHIBITS, and EXHIBIT 1**, with the Clerk of the Court using the ECF system and I certify that my secretary, Joleen McQuiston, has mailed by U.S. Postal Service the papers to the following non-ECF participant(s):

Van Jenkins #172475
In Pro Per
G. Robert Cotton Correctional Facility
3500 N. Elm Road
Jackson, MI 49201

s/ Kevin R. Himebaugh

KEVIN R. HIMEBAUGH (P53374)
Assistant Attorney General
Corrections Division
P.O. Box 30217
Lansing, MI 48909
Email: himebaughk@michigan.gov
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[P53374]